

A regular meeting of the Elma Town Board was held on Wednesday, November 19, 2025, at 7:00PM at Elma Town Hall, 1600 Bowen Road, Elma, New York, with the following members:

Supervisor	Wayne Clark-Absent
Councilman	Leroy Kupczyk
Councilman	Jo��eph Macaluso
Councilman	Daryl Nolan
Deputy Supervisor	Tracy Petrocy
Also:	
Building Inspector	Joseph Colern-Absent
Highway Superintendent	Howard Diehl
Crew Chief	Brian Nolan Jr-Absent
Town Attorney	Phyllis Todoro
Sewer Plants	Timothy Walczyk-Absent
Town Engineer	James Wyzykiewicz-Absent

The meeting was opened with the reciting of the Pledge of Allegiance.

Deputy Supervisor Petrocy asked for a moment of silence for the recent passing of David Clark, Supervisor Clark’s father.

Making the legal notice on the Public Hearing on the 2026 Preliminary Budget part of the minutes Deputy Supervisor Petrocy opened the public hearing at 7:00pm. Speaking against J Malczewski for non-transparency of the whole agenda. No one else spoke against or for the 2026 Preliminary Budget. Deputy Supervisor Petrocy closed the public hearing at 7:05pm.

Making the legal notice on the Public Hearing for a Special Use Permit at 1761 Transit Rd part of the minutes. Deputy Supervisor Petrocy opened the public hearing at 7:05pm. No one spoke for or against the Special Use Permit at 1761 Transit Rd. Deputy Supervisor Petrocy closed the public hearing at 7:09pm.

Making the legal notice on the Public Hearing for the Local Law #2-2025 Moratorium on Battery Energy Storage part of the minutes Deputy Supervisor Petrocy opened the public hearing at 7:10 pm. No one spoke for or against the moratorium. Deputy Supervisor Petrocy closed the public hearing at 7:12pm.

Councilman Macaluso made the motion, and Councilman Kupczyk seconded the motion to approve the minutes from the October 22nd, 2025, meeting. Ayes-4. Noes-0. Carried.

Department Reports:
Brian Bader filling in for Brain Nolan Jr noted all fire hydrants have been winterized and the hydrant on Billington has been replaced.
Highway Superintendent Howard Diehl noted all the parks have been winterized by the Water Department.

Councilman Kupczyk made the motion, and Councilman Nolan seconded the motion to approve a negative declaration of a short form SEQR for Martyn Printing & Graphics Inc at 7620 Seneca St, Elma NY. Ayes-4. Noes-0. Carried.

Councilman Kupczyk made the motion, and Councilman Nolan seconded the motion to approve a Business Use Permit for Martyn Printing & Graphics Inc at 7620 Seneca St, Elma NY for printing & design. The Building Inspector notes sign permit required for advertising and fire inspection required within 30 days. Ayes-4. Noes-0. Carried.

Councilman Kupczyk made the motion, and Councilman Nolan seconded the motion to issue a Special Use Permit for Transit Auto Detail at 1761 Transit Rd, Elma NY for the display of two (2) vehicles for sale. Ayes-4. Noes-0. Carried.

Councilman Macaluso made the motion, and Councilman Kupczyk seconded the motion to approve the 2026 Preliminary Budget making it the 2026 Adopted Budget. Ayes-3. Noes-1. (Councilman Nolan voted no, regarding the water and highway budgets) Carried.

Councilman Nolan made the motion, and Councilman Macaluso seconded the motion to approve the annual agreement with the SPCA for 2025 thru 2026. Ayes-4. Noes-0. Carried.

Councilman Macaluso made the motion, and Councilman Kupczyk seconded the motion to approve the On-Site Employee Testing Five Year Agreement. Ayes-4. Noes-0. Carried.

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Councilman Kupczyk made the motion, and Councilman Nolan seconded the motion to table the Union Contract signing. Ayes-3. Noes-1. (Deputy Supervisor Petorcy voted no) Carried.

Councilman Nolan made the motion, and Councilman Macaluso seconded the motion to approve Vouchers/Warrant #11 claim #865 thru #944 as follows: General Fund \$244,466.33; Highway Fund \$132,152.19; Water District \$89,808.86; Special District \$25,511.69. Ayes-3. Noes-0. Abstain-1. (Deputy Supervisor Petrocy abstained) Carried.

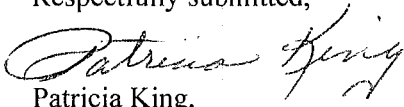
All have received the Planning, Zoning and Conservation Board agendas and minutes that apply.

The next Work Session will be on December 17th, 2025, at 6:00PM with the Town Board meeting to follow at 7:00PM.

Councilman Nolan made the motion, and Councilman Macaluso seconded the motion to enter Executive Session at 7:26 regarding a personnel matter and will adjourn immediately following with no motions taken. Ayes-4. Noes-0. Carried.

All in favor of exiting Executive Session and meeting adjourned.

Respectfully submitted,


Patricia King,
Town Clerk

Notice is hereby given that the Preliminary Budget of the Town of Elma for the fiscal year beginning January 1, 2026, has been completed and filed in the office of the Town Clerk, Town of Elma, New York where it is available for inspection by any interested person during regular business hours. Further notice is hereby given that The Town Board of Elma will meet, and review said Preliminary ad valorem budget, Special District budgets and hold a public hearing at the Elma Town Hall, 1600 Bowen Road, Elma, New York at 7:00p.m. on November 19th, 2025, and that at such hearing any person may be heard in favor or against any items therein contained. Pursuant to Section 113 of the Town Law, the proposed salaries of the following Town Officials are hereby specified as follows: Supervisor--\$86,676; Councilman (4) --\$27,142; Town Clerk--\$80,048; Highway Superintendent--\$80,048; Justices (2) --\$43,376. By Order of the Elma Town Board

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Elma, County of Erie, will be holding a public hearing at the Elma Town Hall, 1600 Bowen Rd., Elma NY on the 19th day of November 2025, at 7:00p.m. for the purpose of a special use permit for displaying two cars for sale on the property at 1761 Transit Road. All persons interested may be heard at this time.

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Elma, County of Erie, will be holding a public hearing at the Elma Town Hall, 1600 Bowen Rd., Elma NY on the 19th day of November 2025, at 7:00p.m. for the purpose of conducting a public hearing to consider and discuss and, if need be, act upon the proposed local law entitled "Local Law #2-2025 Imposing a Twelve Month Moratorium on Battery Energy Storage Systems in the Town of Elma. By Order of the Town Board of the Town of Elma, Erie County, New York.